

**UNITED STATES BANKRUPTCY COURT  
MIDDLE DISTRICT OF NORTH CAROLINA**

In Re:

Karen Denise Hollingsworth  
833 Woodgrove St.  
Durham, NC 27703

Case No. \_\_\_\_\_

Chapter 13

SS# xxx-xx-1745

SS# \_\_\_\_\_

Debtor(s)

**NOTICE TO CREDITORS AND PROPOSED PLAN**

**The Debtor(s) filed for relief under Chapter 13 of the United States Bankruptcy Code on November 23, 2011.**

**The filing automatically stays collection and other actions against the Debtor, Debtor's property and certain co-debtors. If you attempt to collect a debt or take other action in violation of the bankruptcy stay you may be penalized.**

**Official notice will be sent to creditors, which will provide the name and address of the Trustee, the date and time of the meeting of creditors, and the deadline for objecting to the plan. The official notice will include a proof of claim form.**

**A creditor must timely file a proof of claim with the Trustee in order to receive distributions under the plan. The Trustee will mail payments to the address provided on the proof of claim unless the creditor provides another address in writing for payments. If the proof of claim is subsequently assigned or transferred, the Trustee will continue to remit payment to the original creditor until a formal notice of assignment or transfer is filed with the Court.**

## CHAPTER 13 PLAN SUMMARY

The Debtor proposes an initial plan, which is subject to modification, as follows:

**I. Plan Payments**

The plan proposes a payment of \$1,565.00 per month for a period of 60 months. The Debtor shall commence payments to the Trustee within thirty (30) days from the date the petition was filed.

**II. Administrative Costs****1. Attorney fees.**

- ☒ The attorney for the Debtor will be paid the base fee of \$3,000.00. The Attorney has received \$500.00 from the Debtor pre-petition and the remainder of the base fee will be paid monthly by the Trustee as funds are available, after scheduled monthly payments to holders of domestic support obligations and allowed secured claims.
- ☐ The Attorney for the Debtor will file application for approval of a fee in lieu of the presumptive fee.

**2. Trustee costs.** The Trustee will receive from all disbursements such amount as approved by the Court for payment of fees and expenses**III. Priority Claims**

All pre-petition claims entitled to priority under 11 U.S.C. § 507 will be paid in full in deferred cash payments unless otherwise indicated.

**1. Domestic Support Obligations ("DSO")**

- a. ☒ None
- b. The name, address, and phone number, including area code, of the holder of any DSO as defined in § 101(14A) is as follows:

Name of DSO Claimant	Address, city, state & zip code	Telephone Number

- c. All **post-petition** DSO amounts will be paid directly by the Debtor to the holder of the claim and not by the Trustee.
- d. Arrearages owed to DSO claimants under 11 U.S.C. § 507(a)(1)(A) not presently paid through wage garnishment will be paid by the Trustee as follows:

Name of DSO Claimant	Estimated Arrearage Claim	Monthly Payment

**2. Other priority claims to be paid by Trustee**

Creditor	Estimated Priority Claim
Credit Bureau of Greensboro	\$0.00
Durham County Tax Office	\$0.00
Internal Revenue Service	\$0.00
NC Department of Revenue	\$0.00
William L. Yaeger	\$2,500.00

**IV. Secured Claims****1. Real Property Secured Claims**a. ☐ None

b. All payments on any claim secured by real property will be paid by the Trustee unless the account is current, in which case the Debtor may elect to continue making mortgage payments directly. Arrearage claims will be paid by the Trustee as separate secured claims over the term of the plan, without interest.

Creditor	Property Address	Residence or Non-residence R/NR	Current Y/N	Monthly Payment	Arrearage Amount	If Current Indicate Payment by Debtor (D) or Trustee (T)
Wells Fargo Home Mortgage	SFD 833 Woodgrove St., Durham, NC	NR	N	\$940.00	\$3,744.00	
One Main Financial	SFD 833 Woodgrove St., Durham, NC	NR	Y	\$293.62	\$0.00	T
Spinnaker	Spinnaker Time Share Condo/Hilton Head accrued maintanenc fees	NR	Y	\$144.40	\$0.00	T

**2. Personal Property Secured Claims**a. ☒ None

b. Claims secured by personal property will be paid by the Trustee as follows:

Creditor	Collateral	Secured Amount	Purchase Money Y/N	Under-secured Amount	Pre-confirmation adequate protection payment per § 1326(a)(1)	Post-confirmation Equal Monthly Amount (EMA)	Proposed Interest Rate

The Trustee will disburse pre-confirmation adequate protection payments to secured creditors holding allowed purchase money secured claims. Claims having a collateral value of less than \$2,000.00 will not receive adequate protection payments.

*To the extent that the valuation provisions of 11 U.S.C. § 506 do not apply to any of the claims listed above, the creditor's failure to object to confirmation of the proposed plan shall constitute the creditor's acceptance of the treatment of its claim as proposed, pursuant to 11 U.S.C. § 1325(a)(5)(A).*

**3. Collateral to be Released**

The Debtor proposes to release the following collateral:

Creditor	Collateral to be Released
-NONE-	

**4. Liens to be Avoided**

The Debtor pursuant to 11 U.S.C. § 522 proposes to avoid the following liens on property to the extent that such liens impair the Debtor's exemption:

Lien Creditor	Property
Main Street Acquisition Corp.	judgment/ sheriff has seized vehicle

**V. Co-Debtor Claims**

The Debtor proposes to separately classify for payment in full the following claims for consumer debts on which an individual is liable with the Debtor:

Creditor	Co-Debtor	Interest Rate	Monthly Payment
-NONE-			

**VI. General Unsecured Claims Not Separately Classified**

General unsecured claims will be paid on a pro-rata basis, with payments to commence after priority unsecured claims are paid in full. The estimated dividend to general unsecured claims is 4 %.

**VII. Executory Contracts/Leases**

- a. ☒ None
- b. The following executory contracts and/or leases will be rejected:

Creditor	Nature of lease or contract

- c. The following executory contracts and/or leases will be assumed. The Debtor will pay directly all lease payments which come due from the petition filing date until confirmation of the plan. Upon confirmation, payments will be paid as follows:

Creditor	Nature of Lease or Contract	Monthly payment	Monthly payment paid by Debtor (D) or Trustee (T)	Arrearage Amount	Arrearage paid by Debtor (D) or Trustee (T)	Arrearage monthly payment
-NONE-						

**VIII. Special Provisions**

- a. ☒ None
- b. Other classes of unsecured claims and treatment
- c. Other Special Terms

Date: November 23, 2011

/s/ William L. Yaeger

William L. Yaeger 4873

Attorney for the Debtor

Address: 400 W. Main St, Suite 501  
PO Box 100  
Durham, NC 27702-0100

Telephone: (919) 683-5858

State Bar No. 4873

**UNITED STATES BANKRUPTCY COURT  
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In Re:

Karen Denise Hollingsworth

SS# xxx-xx-1745

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Debtor(s)

**NOTICE TO CREDITORS  
AND  
PROPOSED PLAN**

Case No. \_\_\_\_\_

**CERTIFICATE OF SERVICE**

The undersigned certifies that a copy of the Notice to Creditors and Proposed Plan was served by first class mail, postage prepaid, to the following parties at their respective addresses:

Reid Wilcox  
Clerk of Court  
U.S. Bankruptcy Court  
Middle District of North Carolina  
P.O. Box 26100  
Greensboro, NC 27402

Richard M. Hutson, II  
Chapter 13 Trustee  
Durham Division  
Post Office Box 3613  
Durham, NC 27702-3613

Absolute Collection Service  
421 Fayetteville St., Ste. 600  
Raleigh, NC 27601

Cach LLC  
4340 S. Monaco  
Second Floor  
Denver, CO 80237

Coastal Federal Credit Union  
Bankruptcy Department  
PO Box 58429  
Raleigh, NC 27658

Continental Central Credit, Inc.  
PO Box 131120  
Carlsbad, CA 92013

Credit Bureau of Greensboro  
PO Box 26140  
Greensboro, NC 27402

Credit Financial Services Inc.  
3800 Guess Rd.  
Durham, NC 27705

Duke University Health System  
5213 S. Alston Ave.  
Durham, NC 27713

Durham Co. Sheriff Office  
PO Box 170  
Durham, NC 27702

Durham County Tax Office  
PO Box 1309  
Durham, NC 27702

Durham Emergency Physicians  
PO Box 15386  
Durham, NC 27704

FIA Card Services  
PO Box 15026  
Wilmington, DE 19850-5026

Internal Revenue Service  
Centralized Insolvency Operation  
PO Box 7346  
Philadelphia, PA 19101-7346

Internal Revenue Service  
Bankruptcy Department  
320 Federal Place, Room 335  
Greensboro, NC 27401

Main Street Acquisition Corp.  
c/o Sessoms & Rodgers  
PO Box 52508  
Durham, NC 27717

NC Department of Revenue  
Reginald S. Hinton, Process Agent  
PO Box 2500  
Raleigh, NC 27640

One Main Financial  
Bankruptcy Real Estate  
PO Box 140069  
Irving, TX 75014-0069

P Scott Lowery, PC  
4500 Cherry Creek Dr. South  
Suite 700  
Denver, CO 80246

RJM Acquisitions LLC/RJ  
575 Underhill Blvd.  
Syosset, NY 11791

Spinnaker  
PO Box 8048  
Hilton Head Island, SC 29938

Wachovia  
Central Bankruptcy Dept. VA 7359  
PO Box 13765  
Roanoke, VA 24037-3765

Wells Fargo Home Mortgage  
PO Box 10335  
Des Moines, IA 50306

William L. Yaeger  
PO Box 100  
Durham, NC 27702

Date: November 23, 2011

/s/ William L. Yaeger

William L. Yaeger 4873